**In the High Court of Uttaranchal at Nainital.**

Criminal Revision No. 303/2001
(Old No. 796/1998)

Swami Madhav Das ….. Revisionist.
Vs.
Purushottamacharya and another ….Respondents.

**Hon'ble Irshad Hussain, J.**

None appear for the revisionist. Heard Sri Lalit Verma learned A.G.A. and perused the impugned judgment dated 28.2.1998. The revision was not admitted against the judgment of acquittal when it was filed before the Allahabad High Court.

2- Having perused the judgment it is evidence that there was no direct evidence in the case and the case of the prosecution rests on circumstantial evidence. The learned Sessions Judge on appreciation of the material found that there were no cogent circumstances and that no chain of circumstances was completed to prove the guilt of the respondent-accused beyond reasonable doubt. The judgment is based on fair and proper appraisal of the material before the learned Sessions Judge and therefore there are no cogent grounds to admit the revision and the same is dismissed in limine. Consign.

**(Irshad Hussain, J.)**

Dated 22.5.2004
ISB